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Date..... November 20, 2006

WHEREAS, the final subdivision plat entitled Airport Commerce Park South Plat 2, for land located along Gannett Avenue, south of Relocated Army Post Road, and west of SW 28th Street, to be developed by West Lakes Properties, L.C., represented by William C. Knapp, officer, was submitted to the Community Development Department on October 31st, 2006; and,

WHEREAS, the City Plan and Zoning Commission approved the preliminary subdivision plat on July 15th, 1999; and,

WHEREAS, the Permit and Development Coordinator has conditionally recommended approval of the final subdivision plat, subject to completion of the required public improvements and completion within three years of the required sidewalks, and recreational trail; and,

WHEREAS, the necessary attorney's title opinion for the plat has been submitted; and,

WHEREAS, subject to the conditions identified below, the said subdivision plat conforms to Iowa Code Sections 355.8, 354.6, and 354.11, and said subdivision plat conforms to the standards and conditions set forth in Chapter 106 of the Municipal Code of the City of Des Moines, Iowa; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. It is hereby determined that the subdivision plat identified above conforms to the Des Moines 2020 Community Character Land Use Plan and the subdivision, with the required installation of public improvements, will not unduly burden public improvements in the area and will provide an appropriate balance of interests between current proprietors, future purchasers and the public interest.
2. The Subdivision Bond No. IAC66609 from Merchants Bonding Company in the amount of \$31,291 provided as security for the completion of the recreational trail within the plat is hereby approved.
3. The Subdivision Bond No. IAC66610 from Merchants Bonding Company in the amount of \$45,843 provided as security for the completion of the sidewalks within the plat is hereby approved.
4. The Subdivision Bond No. IAC66611 from Merchants Bonding Company in the amount of \$3,330 provided as security for the completion of the as-built survey costs within the plat is hereby approved.
5. The subdivision plat identified above is hereby approved.

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6. The Mayor and City Clerk are hereby authorized and directed to execute approval on all copies of said subdivision plat as appropriate.
7. The City Clerk is hereby directed to provide the approved subdivision plat, a certified copy of this resolution, the attorney's title opinion and the attachments to the plat to the Community Development Department for delivery to the County Auditor for recording by the plat proprietors. The City Clerk is hereby further directed to send a copy of the subdivision plat to the Board of Education, Qwest Communications, Mid-American Energy, MediaCom, Des Moines Water Works, U.S. Post Office – Post Master, U.S. Post Office – Technical Sales and Services, City Engineer, City Land Records, Public Works – Street Department, Public Works – Forestry Division, Fire Department, Police Department – Research and Development Section, City Traffic and Transportation Division, Information Technology Department, and Community Development Department.
8. The easements provided incident to the said subdivision plat are hereby approved and accepted, and the City Clerk is hereby authorized and directed to certify to the City's acceptance on each such easements.

MOVED by _____ to adopt.

FORM APPROVED:

Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| COLEMAN | | | | |
| HENSLEY | | | | |
| KIERNAN | | | | |
| MAHAFFEY | | | | |
| VLASSIS | | | | |
| TOTAL | | | | |

MOTION CARRIED

APPROVED

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

 Mayor

 City Clerk

Airport Commerce Park South Plat 2



Hwy 5

Hwy 5